



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

OFFICE OF
ADMINISTRATION
AND RESOURCES
MANAGEMENT

Robin Lynch
Outbound FOIAs
9208 Brentsville Road
Manassas, VA 20112

Reference: Freedom of Information Act (FOIA) Request Number **EPA-HQ-2013-006483**

Dear Ms. Lynch:

This letter is in response to your Freedom of Information Act (FOIA) request submitted on May 21, 2014. You requested a copy of Contract EP-C-10-029 (including all modifications), contractor's proposal, and all work assignments/task orders. Through an email dated July 11, 2014, you modified your FOIA request to include only the first and last 10 contract modifications and work assignments for Option 3 and 4 only.

A copy of Contract EP-C-10-029, the first and last 10 modifications, work assignments for Option Period 3 and 4 (including work assignment performance work statement (PWS)) are uploaded in FOIAonline. The following information is withheld:

- Contractor's DUNS number
- Estimated costs and fixed fee dollar amounts
- Indirect Cost Rates (center, rate, base)
- Names of contractor's key personnel
- Names of subcontractors
- Names of Small Disadvantaged Business (SDB)
- SDB Target dollar amount and percentage
- Attachment 6: Subcontracting Plan incorporated by reference
- Attachment 7: Conflict of Interest Plan incorporated by reference
- Attachment 8: Quality Management Plan incorporated by reference

The withheld information has been claimed confidential business information. In accordance with EPA's Class Determination I-95 (located at <http://www.epa.gov/oam/foia/i95.pdf>), the withheld information is exempt from disclosure under Title 5 U.S.C. § 552(b)(4) of the FOIA, as it constitutes trade secrets or commercial or financial information obtained from a person and considered privileged or confidential. Accordingly, it is the policy of the EPA not to disclose such information.

As noted above, the information withheld under Exemption 4 will be sent to the appropriate legal office to issue a final confidentiality determination. Therefore, you do not need to appeal the information withheld pursuant to Exemption 4. Once the legal office issues a final confidentiality determination, EPA will notify you whether the information qualifies for confidential treatment or may be released. To the extent you would like to appeal any other issue, including any non-Exemption 4 withholdings, you may appeal this partial denial response to the National Freedom of Information Officer, U.S. EPA, FOIA and Privacy Branch, 1200 Pennsylvania Avenue, N.W. (2822T), Washington, D.C. 20460 (U.S. Postal Service Only), E-mail: hq.foia@epa.gov. Only items mailed through the United States Postal Service may be delivered to 1200 Pennsylvania Avenue, N.W. If you are submitting your appeal via hand delivery, courier service or overnight delivery, you must address your correspondence to 1301 Constitution Avenue, N.W., Room 6416J, Washington, D.C. 20004. Your appeal must be made in writing, and it must be submitted no later than 30 calendar days from the date of this letter. The Agency will not consider appeals received after the 30 calendar day limit.

In your submitted online request you agreed to pay up to \$150.00 in processing charges. However, as you were informed, you are not being billed because of the delay in processing this request

Should there be any questions regarding this response, please do not hesitate to contact Kush Khatri at (202) 564-4392 or via e-mail at khatri.kush@epa.gov and for identification purposes please reference **EPA-HQ-2013-006483**.

Sincerely,

Kathleen A. Roe
ACTING FOR:

Cristina Thompson, Director
Cincinnati Procurement Operations Division
(CPOD-NORWOOD)
Office of Acquisition Management